

**MINUTES OF THE  
SENATE JUDICIARY, LAW ENFORCEMENT & CRIMINAL JUSTICE  
STANDING COMMITTEE**

Room 250, Utah State Capitol

February 11, 2015

**Members Present:** Sen. Mark B. Madsen, Chair  
Sen. Gene Davis  
Sen. Luz Escamilla  
Sen. Lyle W. Hillyard  
Sen. Daniel W. Thatcher  
Sen. Stephen H. Urquhart  
Sen. Todd Weiler

**Staff Present:** Mr. Nathan Brady, Policy Analyst  
Ms. Nancy Skidmore, Committee Secretary

**NOTE:** A list of visitors and a copy of handouts are filed with the committee minutes.

Chair Madsen called the meeting to order at 3:17 p.m.

**MOTION:** Sen. Escamilla moved to approve the minutes of the February 8, 2016 meeting. The motion passed unanimously with Sen. Thatcher, Sen. Urquhart and Sen. Weiler absent for the vote.

**S.B. 96      Uniform Deployed Parents Custody and Parent-time Act (*Sen. L. Hillyard*)**

Sen. Hillyard explained the bill to the committee.

**MOTION:** Sen. Hillyard moved to amend the bill as follows:

I. *Page 11, Lines 321 through 323:*

- 321 deploying parent is unable to exercise that authority, to a nonparent who is an adult family  
322 member of the child {~~or an adult~~} with whom the child has a close and substantial  
relationship.  
323 If a court grants the authority to a nonparent, the court shall specify the decision-making

The motion passed unanimously with Sen. Madsen and Sen. Urquhart absent for the vote.

Spoke to the bill: Ms. Lorie Fowlke, Chair Legislative Committee, Family Law  
Section - Bar  
Mr. Bill Duncan, Director, Sutherland Institute

Spoke for the bill: Mr. Stewart Ralphs, Director, Legal Aid Society of Salt Lake

Spoke against the bill: Ms. Dani Hartvigsen, Coalition for Preservation of Family Values  
Mr. Dan Deuel, Chairman of Legislative Affairs, National Parents  
Organization of Utah

**MOTION:** Sen. Hillyard moved to pass the bill out favorably. The motion passed unanimously with Sen. Madsen and Sen. Urquhart absent for the vote.

**S.B. 124 Gang Enhancement Provision Amendments (*Sen. D. Thatcher*)**

Sen. Thatcher explained the bill to the committee.

**MOTION:** Sen. Thatcher moved to pass the bill out favorably. The motion passed unanimously with Sen. Madsen, Sen. Hillyard and Sen. Urquhart absent for the vote.

**MOTION:** Sen. Escamilla moved the bill be placed on the Consent Calendar. The motion passed unanimously with Sen. Madsen, Sen Hillyard and Sen. Urquhart.

Chair Madsen relinquished the chair to Sen. Weiler.

**S.B. 107 Hate Crimes Amendments (*Sen. S. Urquhart*)**

Sen. Urquhart explained the bill to the committee.

Spoke to the bill: Mr. Clifford Rosky, Professor of Law, University of Utah

Spoke for the bill: Mr. Sim Gill, Salt Lake County District Attorney  
Mr. Marina Lowe, Legislative and Policy Counsel, ACLU of Utah  
Mr. Paul Boyden, Statewide Association of Prosecutors  
Dr. Forrest Crawford, Professor, Weber State University, Ogden  
NAACP  
Ms. Jeanetta Williams, President, NAACP Salt Lake Branch  
Ms. Jean Hill, Government Liaison, Catholic Diocese

Spoke against the bill: Ms. Laura Bunker, United Families International  
Ms. Gayle Ruzicka, Eagle Forum  
Mr. Colton Bennett, Intern, Eagle Forum  
Ms. Dani Hartvigsen, Coalition for Preservation of Family Values  
Mr. Tyler Cope  
Mr. Dave Mallinak, Pastor, Berean Baptist Church of Ogden, Utah

**MOTION:** Sen. Davis moved to pass the bill out favorably. The motion passed with Sen. Weiler voting in opposition and Sen. Hillyard absent for the vote.

**MOTION:** Sen. Davis moved to adjourn. The motion passed unanimously with Sen. Hillyard absent for the vote.

Sen. Weiler adjourned the meeting 5:22 p.m.

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Sen. Mark B. Madsen, Chair